

# HOUSE BILL No. 1812

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 4-13.6-2-12; IC 4-23-5.5-11.5; IC 5-16-1-9; IC 5-22-15-26; IC 36-1-12-22.

**Synopsis:** Energy efficient buildings. Requires a public works contract that is for the construction of a public building or structure and is entered into after December 31, 2007, to require that the building or structure must meet at least the silver rating under the United States Green Building Council's Leadership in Energy and Environmental Design (LEED) rating system. Requires a public works contract that is for the reconstruction, repair, alteration, or retrofitting of a public building or structure and is entered into after December 31, 2007, to require that the building or structure must meet at least the standards for existing buildings under the LEED rating system. Requires the Indiana recycling and energy development board to establish a revolving loan program for retrofitting or other reconstruction, repair, rehabilitation, or alteration projects designed to make buildings and facilities more energy efficient. Provides that for state agency purchases, there is a 5% price preference for any electronic office equipment, including computers, monitors, printers, scanners, fax machines, and copiers, that are compliant with the United States Environmental Protection Agency Energy Star ratings. Requires the department of administration to conduct an energy audit of buildings and facilities under the department's control. Requires the department of education to conduct an energy audit of buildings and facilities owned or leased by school corporations. Requires each audit to include certain studies and recommendations. Requires the department of administration and the department of education to submit the audits to the governor and legislative council before January 1, 2009. Requires the fire prevention and building safety commission: (1) to study the  
(Continued next page)

**Effective:** Upon passage; July 1, 2007.

**Pierce, Dvorak, Austin**

January 26, 2007, read first time and referred to Committee on Environmental Affairs.



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issue of whether the Indiana energy conservation code should be amended to include any additional requirements under the International Energy Conservation Code, 2000 Edition (IECC 2000) for new residential buildings that are three stories or less in height; and (2) before January 1, 2010, to amend the Indiana energy conservation code to make any changes and include any additional requirements that the commission determines to be appropriate after conducting the study.

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Introduced

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

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## HOUSE BILL No. 1812

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A BILL FOR AN ACT to amend the Indiana Code concerning energy.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 4-13.6-2-12 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2007]: **Sec. 12. (a) This section applies to a public works  
4 contract:**  
5 (1) **for the construction, reconstruction, repair, alteration, or  
6 retrofitting of a public building or structure; and**  
7 (2) **that is entered into under this article after December 31,  
8 2007.**  
9 (b) **A public works contract described in subsection (a) for the  
10 construction of a public building or structure must require that the  
11 public building or structure constructed under the public works  
12 contract meets at least the silver rating under the United States  
13 Green Building Council's Leadership in Energy and  
14 Environmental Design (LEED) rating system.**  
15 (c) **A public works contract described in subsection (a) for the**



reconstruction, repair, alteration, or retrofitting of a public building or structure must require that the reconstruction, repair, alteration, or retrofitting meets at least the standards for existing buildings under the United States Green Building Council's Leadership in Energy and Environmental Design (LEED) rating system.

SECTION 2. IC 4-23-5.5-11.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 11.5. The board shall establish and administer a revolving loan program for the purpose of making low interest loans that may be used by the owners of buildings and other facilities to carry out retrofitting or other reconstruction, repair, rehabilitation, or alteration projects designed to make the buildings and facilities more energy efficient.**

SECTION 3. IC 5-16-1-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 9. (a) This section applies to a public works contract:**  
**(1) for the construction, reconstruction, repair, alteration, or retrofitting of a public building or structure; and**  
**(2) that is entered into under this article after December 31, 2007.**

**(b) A public works contract described in subsection (a) for the construction of a public building or structure must require that the public building or structure constructed under the public works contract meets at least the silver rating under the United States Green Building Council's Leadership in Energy and Environmental Design (LEED) rating system.**

**(c) A public works contract described in subsection (a) for the reconstruction, repair, alteration, or retrofitting of a public building or structure must require that the reconstruction, repair, alteration, or retrofitting meets at least the standards for existing buildings under the United States Green Building Council's Leadership in Energy and Environmental Design (LEED) rating system.**

SECTION 4. IC 5-22-15-26 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 26. (a) This section applies only to a contract awarded by a state agency or a purchase made by a state agency.**

**(b) There is a price preference of five percent (5%) for any electronic office equipment, including computers, monitors, printers, scanners, fax machines, and copiers, that are compliant with the United States Environmental Protection Agency Energy**

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1 **Star ratings.**

2 SECTION 5. IC 36-1-12-22 IS ADDED TO THE INDIANA CODE  
3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
4 1, 2007]: **Sec. 22. (a) This section applies to a public works  
5 contract:**

6 (1) for the construction, reconstruction, repair, alteration, or  
7 retrofitting of a public building or structure; and

8 (2) that is entered into under this chapter after December 31,  
9 2007.

10 (b) A public works contract described in subsection (a) for the  
11 construction of a public building or structure must require that the  
12 public building or structure constructed under the public works  
13 contract meets at least the silver rating under the United States  
14 Green Building Council's Leadership in Energy and  
15 Environmental Design (LEED) rating system.

16 (c) A public works contract described in subsection (a) for the  
17 reconstruction, repair, alteration, or retrofitting of a public  
18 building or structure must require that the reconstruction, repair,  
19 alteration, or retrofitting meets at least the standards for existing  
20 buildings under the United States Green Building Council's  
21 Leadership in Energy and Environmental Design (LEED) rating  
22 system.

23 SECTION 6. [EFFECTIVE UPON PASSAGE] (a) The Indiana  
24 department of administration shall conduct an energy audit of  
25 buildings and facilities for which the department is responsible  
26 under IC 4-20.5-6.

27 (b) The department of education shall conduct an energy audit  
28 of buildings and facilities owned or leased by school corporations.

29 (c) An energy audit under this SECTION must include the  
30 following:

31 (1) A study of energy use and efficiency of the buildings and  
32 facilities, including any:

33 (A) equipment;

34 (B) heating, ventilation, and air conditioning systems; and

35 (C) lighting fixtures and systems;

36 used in the buildings and facilities.

37 (2) Recommendations for:

38 (A) operational changes and structural changes that could  
39 be made to conserve energy and reduce energy costs; and

40 (B) any alternate sources of energy that could be used in  
41 the buildings and facilities.

42 (3) A plan for implementing any recommended changes,

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1 including any necessary retrofitting of the buildings and  
2 facilities.

3 (4) The estimated costs of implementing the plan under  
4 subdivision (3).

5 (d) The Indiana department of administration and the  
6 department of education shall each submit a report on the results  
7 of each department's audit to the governor and, in an electronic  
8 format under IC 5-14-6, to the legislative council before January  
9 1, 2009.

10 (e) This SECTION expires July 1, 2009.

11 SECTION 7. [EFFECTIVE JULY 1, 2007] (a) The fire prevention  
12 and building safety commission established by IC 22-12-2-1 shall:

13 (1) before January 1, 2009, study the issue of whether the  
14 Indiana energy conservation code under 675 IAC 19 should be  
15 amended to include any additional requirements under the  
16 International Energy Conservation Code, 2000 Edition (IECC  
17 2000) for new residential buildings that are three (3) stories or  
18 less in height; and

19 (2) before January 1, 2010, amend the Indiana energy  
20 conservation code under 675 IAC 19 to make any changes and  
21 include any additional requirements that the commission  
22 determines to be appropriate after the study under  
23 subdivision (1).

24 (b) This SECTION expires July 1, 2010.

25 SECTION 8. An emergency is declared for this act.

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